IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

Bail Appl..No. 6070 of 2007()

CRIME NO.155/07 OF RAJAPURAM POLICE STATION
CMP.4347/2007 of J.M.F.C.-I,HOSDRUG

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PETITIONER : ACCUSED:

SANTY MATHEW, AGED 50 YEARS,
S/O.JOSEPH MATHEW, VELLUKUNNEL HOUSE,
PADIMARUTHU, KODOM VILLAGE, KASARAGOD DISTRICT.

BY ADV. SRI.T.K.VIPINDAS

RESPONDENTS: COMPLAINANT:

STATE OF KERALA REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM REPRESENTING S.H.O. RAJAPURAM POLICE
STATION.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 6070 of 2007

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Dated this the 8th day of October, 2007

O R D E R

Application for regular bail. The petitioner was allegedly found to keep in his possession a large quantity of explosive substance in his shop. The petitioner was arrested on 26.9.2007. He continues in custody from that date. He faces allegations under the provisions of the Explosive Substances Act and Arms Act.

2. The petitioner has a case that some strangers must have kept these articles in his grocery shop. The petitioner was not in conscious possession of the articles. The petitioner is a person with extreme physical disability. The petitioner may, in these circumstances, be enlarged on bail, prays the learned counsel.

3. The learned Prosecutor opposes the application. Investigation is at an early stage. The allegations against the petitioner are grave and serious. He may not be enlarged on bail at this early stage, submits the Prosecutor.

4. I find merit in the opposition by the learned Prosecutor. I am satisfied that the Investigators must be given sufficient time to complete the investigation.

4. This application is, in these circumstance, dismissed. But I may hasten to observe that the petitioner shall be at liberty to move this court or the courts below for bail again at a later stage of the investigation, not at any rate, prior to 22.10.2007. The Investigators shall, in the meantime, make every endeavour to complete the investigation.

(R. BASANT)
Judge

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